

**RELIEF FROM STAY INFORMATION SHEET**

* * * * SEE IMPORTANT INSTRUCTIONS ON REVERSE * * * *

PLEASE COMPLETE ALL PORTIONS APPLICABLE TO THE RELIEF FROM STAY MOTION

DEBTOR: Jesus Santana and Elizabeth A. Santana CASE NO. 08-21060-C-7M**MOVANT: MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., as nominee for HSBC MORTGAGE SERVICES
DC NO. KAT-1****HEARING DATE/TIME: 4/1/2008 at 9:30 am****RELIEF IS SOUGHT AS TO (X) REAL PROPERTY () PERSONAL PROPERTY () STATE COURT LITIGATION**1. Address OR description of property or state court action 831 West Tokay Street, Lodi, CA 952402. Movant's trust deed is a (X) 1st () 2nd () 3rd () Other: _____

OR

Leased property is () Residential () Non-residential Term: () Month-to-Month () Other

3. Verified appraisal filed? N/A Movant's valuation of property: \$ 334,950.00

4. The following amounts are presently owing to Movant for:

PRINCIPAL	INTEREST	ARREARS/COSTS	TOTAL
<u>\$361,000.00</u>	<u>\</u>	<u>\$ 23,887.10</u>	<u>\$ 384,887.10</u>

FOR COURT USE ONLY

5. State identity, rank, and balance owing to other known lien holders. Use additional page if necessary:

_____	\$
_____	\$
_____	\$

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Note date: _____

Note amount: _____

Note payment: _____

TOTAL ALL LIENS \$ 384,887.10DEBTOR'S EQUITY \$ (49,937.10)6. Monthly payment is \$ 3,185.64, of which \$ _____ is for impound account. Monthly late charge is \$ _____.7. The last payment by debtor was received on 06/01/07 and was applied to the payment due 06/01/2007.8. Number/Amount of payments past due: (a) Pre-petition 8 \$22,461.96 (b) Post-petition _____9. Notice of Default was recorded on 10/16/2007. Notice of sale published on N/A.

10. Grounds for seeking relief (check as applicable): (X) Cause (X) Inadequate protection (X) Lack of equity () Lack of insurance () Bad faith () Other _____

11. For each ground checked above furnish a brief supporting statement in the space below:

Debtors have failed to make regular monthly mortgage payments for the months of 07/01/07 - 02/01/08. The subject property is to be surrendered. Further, after deducting all liens, there is no equity in the property.

INSTRUCTIONS

TO EXPEDITE THE HANDLING OF MOTIONS FOR RELIEF FROM THE AUTOMATIC STAY, THE INFORMATION SHEET ON THE REVERSE SHALL BE COMPLETED BY THE MOVING PARTY PURSUANT TO THE INSTRUCTIONS BELOW. EXCEPT FOR UNUSUAL CIRCUMSTANCES, MOTIONS FOR RELIEF FROM STAY WILL NOT BE CONSIDERED BY THE COURT UNTIL A PROPERLY COMPLETED RELIEF FROM STAY INFORMATION SHEET FORM IS FILED AND SERVED BY THE MOVING PARTY.

- 1. WITH YOUR MOVING PAPERS, FILE TWO PALE YELLOW¹ COPIES OF THIS COMPLETED INFORMATION SHEET AS SEPARATE DOCUMENTS. *FAILURE TO COMPLY WITH THIS REQUIREMENT CAN RESULT IN DENIAL OF THE MOTION OR A CONTINUANCE OF THE HEARING.***
- 2. ITEMIZE ANY “COSTS” ENTERED ON THE INFORMATION SHEET IN THE DECLARATION FILED IN SUPPORT OF THE MOTION, WITH PRE-PETITION AND POST-PETITION COSTS SEPARATELY GROUPED.**
- 3. IF THE MOVING PARTY IS SEEKING RELIEF FROM STAY TO PURSUE A STATE COURT ACTION, A BRIEF DESCRIPTION OF THE NATURE OF THE STATE COURT ACTION SHALL BE SET FORTH IN THE SPACE PROVIDED FOR ITEM 11.**

Please **do not use** goldenrod paper as that color does not result in a quality image when scanned in the Court's Electronic Case Files (ECF) System accessible at www.caeb.uscourts.gov.